

K&L GATES

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March 19, 2024

VIA ECF

Honorable Cheryl L. Pollak
United States Magistrate Judge
United States District Court, Eastern District of New York
225 Cadman Plaza East
Brooklyn, New York 11201

Re: Scheril Fernandez v. Laboratory Corporation of America, et al.
1:23-cv-05310-NRM-CLP

Dear Judge Pollak:

In accordance with Your Honor's February 5, 2024, directive, the parties jointly file this letter as their forty-five (45) day, post-conference status report. Since the February 5, 2024, conference, the parties have exchanged written discovery deficiency letters and are in the process of responding to same. The parties are also scheduling depositions for May and June 2024, assuming the discovery deficiencies can be resolved prior to these depositions.

The parties have engaged in preliminary settlement discussions. Defendant Actalent Scientific, LLC believes it needs to take Plaintiff's deposition before undertaking any meaningful settlement discussions.

Thank you for your time and consideration. Please let us know if the Court requires any further information at this time.

Respectfully submitted,

/s/ Cecilia Ehresman

cc: All attorneys of record (via ECF)